

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ERIN BAUM,

Plaintiff,

v.

FORTIS HEALTH INSURANCE
COMPANY, a Wisconsin corporation,

Defendant.

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8:04CV493

ORDER OF DISMISSAL

The matter before the court is the parties' joint motion to dismiss this case with prejudice, Filing No. 11. The court finds that this matter should be dismissed with prejudice.

IT IS THEREFORE ORDERED that, pursuant to Fed. R. Civ. P. 41(a)(1), the plaintiff's cause of action against the defendant is hereby dismissed in its entirety, with prejudice, and with the parties to be responsible for their own costs and attorney fees.

DATED this 29th day of April, 2005.

BY THE COURT:

s/ Joseph F. Bataillon
United States District Judge